

RESOLUTION NO. 210-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUNNYVALE ESTABLISHING RATES AND CHARGES FOR WATER, WASTEWATER AND SOLID WASTE COLLECTION AND DISPOSAL SERVICES FOR FISCAL YEAR 2006/2007 AND REPEALING ALL RESOLUTIONS OR PORTIONS THEREOF INCONSISTENT HEREWITH

WHEREAS, the City Council is empowered to impose reasonable rates and charges for municipal services;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT IT IMPOSES RATES AND CHARGES AS FOLLOWS:

SECTION 1.01. WATER WITHIN CITY LIMITS. (Sunnyvale Municipal Code Chapter 12.24) Water sold to consumers within the corporate limits of the City of Sunnyvale shall be sold at the rates specified.

A. Users Billed Monthly

All potable water users billed monthly, except landscape, agricultural and institutional users, shall pay a water charge for each one hundred cubic feet, or part thereof, of water as follows:

1. Apartment Users¹

<u>Hundred Cubic Feet (CCF)</u>	<u>Rate Per CCF</u>
0 - 4	1.1789
5 - 23	2.2833
24 - 35	2.4320
36 +	2.5052

2. Residential Users (Other Than Apartments)

<u>Hundred Cubic Feet (CCF)</u>	<u>Rate Per CCF</u>
0 - 6	1.1789
7 - 33	2.2833
34 - 50	2.4320
51 +	2.5052

¹ In residential developments where two (2) or more dwelling units are served by a common meter, the upper limit (in cubic feet) of each rate block shall be multiplied by the number of dwelling units served by the common meter in calculating the rates to be applied to water usage monitored by the common meter. In such case, the lower limit of each rate block shall be one (1) cubic foot over the upper limit of the next lower rate block.

3. Commercial, Industrial, Fire Line and New Construction Users

<u>Hundred Cubic Feet (CCF)</u>	<u>Rate Per CCF</u>
0 - 6	1.1789
7 - 20	2.2833
21 - 50	2.4320
51 - 500	2.5052
501 - 1250	2.5702
1251 - 2500	2.6400
2501 +	2.7021

B. Users Billed Bi-Monthly

All potable water users billed bi-monthly, except landscape, agricultural and institutional users shall pay a water charge for each one hundred cubic feet, or part thereof, of water as follows:

1. Apartment Users²

<u>Hundred Cubic Feet (CCF)</u>	<u>Rate Per CCF</u>
0 - 8	1.1789
9 - 46	2.2833
47 - 70	2.4320
71 +	2.5052

2. Residential Users (Other Than Apartments)

<u>Hundred Cubic Feet (CCF)</u>	<u>Rate Per CCF</u>
0 - 12	1.1789
13 - 66	2.2833
67 - 100	2.4320
101 +	2.5052

3. Commercial, Industrial, Fire Line and New Construction Users

<u>Hundred Cubic Feet (CCF)</u>	<u>Rate Per CCF</u>
0 - 12	1.1789
13 - 40	2.2833
41 - 100	2.4320
101 - 1000	2.5052
1001 - 2500	2.5702
2501 - 5000	2.6400
5001 +	2.7021

² In residential developments where two (2) or more dwelling units are served by a common meter, the upper limit (in cubic feet) of each rate block shall be multiplied by the number of dwelling units served by the common meter in calculating the rates to be applied to water usage monitored by the common meter. In such case, the lower limit of each rate block shall be one (1) cubic foot over the upper limit of the next lower rate block.

C. Landscape Users

All landscape users shall pay a water charge of \$2.4815 per CCF for all water drawn for landscaping uses.

D. Agricultural and Institutional Users

All agricultural and institutional users shall pay a water charge of \$1.1789 per CCF for all water drawn for agricultural or institutional uses.

E. Reclaimed Water Charges

1. All landscape users shall pay a water charge of \$2.2349 per CCF for all water drawn for landscaping purposes.
2. All agricultural and institutional reclaimed water users shall pay a water charge of \$1.0610 per CCF for all water drawn for agricultural or institutional uses.

F. Water Service Fee

Each user will be billed a water service fee per water meter based on meter size for the connection to the City water system in addition to the cost of water consumed. The rate for the water service fee is as follows:

<u>Meter Size</u>		
5/8" x 3/4"	monthly	\$ 3.94
	bi-monthly	\$ 7.88
3/4"	monthly	\$ 4.49
	bi-monthly	\$ 8.98
1"	monthly	\$ 7.47
	bi-monthly	\$ 14.94
1 1/2"	monthly	\$ 11.82
	bi-monthly	\$ 23.64
2"	monthly	\$ 19.57
	bi-monthly	\$ 39.14
3"	monthly	\$ 35.19
	bi-monthly	\$ 70.38
4"	monthly	\$ 45.02
	bi-monthly	\$ 90.04
6"	monthly	\$ 75.98
	bi-monthly	\$151.96
8"	monthly	\$149.14
	bi-monthly	\$298.28
10"	monthly	\$194.17
	bi-monthly	\$388.34
12"	monthly	\$251.86
	bi-monthly	\$503.72

SECTION 1.02. WATER OUTSIDE CITY LIMITS. The charges for all water, except reclaimed water, delivered through water meters to consumers outside the corporate limits of the City shall be three times the charges set forth in Section 1.01.

SECTION 1.03. RESIDENTIAL USER SEWER CHARGE. (Sunnyvale Municipal Code Chapter 12.16)

Single family dwellings	\$44.20 bi-monthly per unit
All other residential dwellings	\$27.62 bi-monthly per unit

SECTION 1.04. COMMERCIAL USER SEWER CHARGES. (Sunnyvale Municipal Code Chapter 12.16) The monthly rate for sewer rental and service for each commercial user shall be the following charge for each one hundred (100) cubic feet or fraction thereof of sanitary sewage and waste discharge from the premises:

	<u>Per 100 Cubic Feet</u>
Low Strength	\$1.9170
Standard Strength	\$2.1574
High Strength	\$4.4839

SECTION 1.05. SIGNIFICANT INDUSTRIAL USER SEWER CHARGES. Sunnyvale Municipal Code Chapter 12.16. The monthly rate for sewer rental and service for all significant industrial users for each one hundred (100) cubic feet or fraction thereof, of sanitary sewage and waste discharge from the premises shall be the annual total flow in hundred cubic feet divided into the sum of the following:

- \$2,050.42 per 1,000,000 gallons of sewage discharged, plus
- \$1,424.62 per 1,000 pounds of “suspended solids” discharged, plus
- \$ 846.78 per 1,000 pounds of “total organic carbon” discharged, plus
- \$2,635.44 per 1,000 pounds of “ammonia nitrogen” discharged

The monthly rate shall be not less than the Standard Strength rate for commercial premises.

SECTION 1.06. COLLECTION AND DISPOSAL OF SOLID WASTE WITHIN THE CITY LIMITS (Sunnyvale Municipal Code Chapter 8.16). Collection rates within the City shall be as specified.

A. Single, Two- and Three-Family Living Units. Monthly rate for single, two- and three-family living units for one-day-a-week collection service:

1. Residential Unlimited Service:

Street curb line collection station. No limit on number of containers. Fee per living unit	\$30.99
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2. Residential Baseline Service:
 - a. Street curb line collection station. Limit of one 32-gallon standard container. Fee per living unit \$21.71
 - b. Each additional can (32 gallon or smaller), bag or box, per pickup \$ 7.52
3. Rear yard collection station. Disabled only:
 - a. Minimum fee per living unit for baseline service limited to one 32-gallon standard container \$21.71
 - b. Fee for each additional standard container \$ 7.52
 - c. Minimum fee per living unit. No limit on number of Containers \$30.99
- B. Apartments, Four or More Living Units per Dwelling. Monthly rate for apartments and all other types of dwellings with four or more living units for one day a week collection service:
 1. Three standard containers per living unit:
 - a. Fee for each living unit for 1 collection per week \$21.74
 - b. Additional fee per living unit for each additional pickup per week \$21.74
 2. Additional fee for each additional standard container per living unit for 1 collection per week: \$ 6.79
 3. Rear yard collection station:
 - a. Minimum fee per living unit for three 32-gallon standard containers \$22.69
 - b. Each additional can, bag and box \$ 7.73
- C. Mobile Home Parks. Monthly rate for mobile home parks for one day per week collection service:
 1. Mobile Home Unlimited Service:

Street curb line collection station. No limit on number of containers. Fee per living unit \$20.57
 2. Mobile Home Baseline Service:
 - a. Street curb line collection station. Limit of one 32-gallon standard container. Fee per living unit: \$16.12
 - b. Each additional can, bag or box, per pickup: \$ 6.79

3. Rear yard collection station. Maximum walk-in of 50 feet:

- a. Minimum fee per living unit for baseline service limited to one 32-gallon standard container: \$16.12
- b. Each additional can, bag or box: \$ 6.79
- c. Minimum fee per living unit. No limit on number of containers. Fee per living unit: \$20.57

D. Commercial Cans. Monthly rate for collection services at a collection station utilizing maximum 32-gallon containers supplied by the user:

<u>Standard Containers per Collection Station</u>	<u>Collections per Week / Monthly Fee</u>					
	<u>One</u>	<u>Two</u>	<u>Three</u>	<u>Four</u>	<u>Five</u>	<u>Six</u>
One Container	21.69	33.98	46.26	58.55	70.83	83.13
Each Additional Can, Bag or Box	5.34	10.39	15.60	20.82	26.02	31.21

E. Standard Containers.

1. Supplied by Franchise Holder.

Monthly rate for collection service at a collection station utilizing standard containers supplied by the franchise holder:

<u>Container Size</u>	<u>Collections per Week</u>					
	<u>One</u>	<u>Two</u>	<u>Three</u>	<u>Four</u>	<u>Five</u>	<u>Six</u>
1 cubic yard	99.97	191.60	283.23	374.88	466.52	558.14
1.5 cubic yards*	126.83	245.34	363.84	482.34	600.85	719.34
2 cubic yards	153.87	299.42	444.96	590.49	736.03	881.57
3 cubic yards	210.87	413.40	615.93	818.45	1021.00	1223.52
4 cubic yards	264.81	521.29	777.76	1034.25	1290.74	1547.21
6 cubic yards	376.37	744.36	1112.40	1480.41	1848.43	2216.46
15 cubic yards	2445.98	4849.11	7252.26	9655.39	12,053.52	14,461.65
20 cubic yards	2784.35	6151.24	9205.43	12,259.62	15,313.81	18,368.02
30 cubic yards	3372.79	6702.72	10,032.66	13,362.59	16,692.54	20,022.46

Minimum rental period for containers is one month. For periods in excess of one month, rental charges shall be prorated on the daily equivalent of a 30-day month. Rental fee for bin sizes 1-6 cubic yards is \$8.33. The rental fees for 8, 15, 20, and 30 cubic-yard bins on-call is \$55.93. The rental fee for 15, 20, and 30 cubic yard bins with regular service is \$42.85.

*Rate is for existing services only. No new service as containers this size are no longer available.

2. Supplied by Customer:

<u>Container Size</u>	<u>Monthly Fee Collections per Week</u>					
	<u>One</u>	<u>Two</u>	<u>Three</u>	<u>Four</u>	<u>Five</u>	<u>Six</u>
1 cubic yard	91.64	183.27	274.90	366.55	458.19	549.80
1.5 cubic yards	118.50	237.01	355.51	474.01	592.52	711.01
2 cubic yards	145.54	291.09	436.63	582.16	727.70	873.24
3 cubic yards	202.54	405.07	607.60	810.12	1012.67	1215.19
4 cubic yards	256.48	512.96	769.43	1025.92	1282.41	1538.88
6 cubic yards	368.04	736.03	1104.07	1472.08	1840.10	2208.13
15 cubic yards	2403.13	4806.26	7209.41	9612.54	12,015.67	14,418.80
20 cubic yards	2741.50	6108.39	9162.58	12,216.77	15,270.96	18,325.17
30 cubic yards	3329.94	6659.87	9989.81	13,319.74	16,649.69	19,979.61

F. Regular On-Call Service. Regular on-call service shall be available only to customers utilizing standard containers supplied by the franchise holder. On-call service rates:

	<u>Delivery and Rental</u>	<u>Per Pickup</u>
8 cubic yard (clean asphalt and concrete)	\$513.18	\$457.25
8 cubic yard (regular refuse)	\$610.51	\$554.58
15 cubic yards	\$610.51	\$554.58
20 cubic yards	\$760.74	\$704.81
30 cubic yards	\$824.38	\$768.45

- G. Special On-Call Service. Special on-call service shall be available to any customer utilizing standard containers supplied by the user or the franchise holder, or requesting the pickup of bulky goods, and applies to service in addition to regularly scheduled pick ups. Special on-call service rates:

<u>Personnel and Equipment</u> (based on rated gross vehicle weight and driver)	<u>Rate per</u> <u>Quarter Hour</u> <u>on Job Site</u>
Truck and Driver	\$80.71
Each additional personnel unit required	\$47.70

In addition, a fee of \$11.47 per cubic yard or fraction thereof shall be charged for the amount of refuse collected.

- H. Maintenance of Containers Supplied by Franchise Holder. Standard containers supplied by the franchise holder may require cleaning and/or painting due to the following:

1. Ordered by user or required by Health Department.
2. Ordered or required due to fire or materials being placed in containers causing substantial damage to the extent that sandblasting is necessary before repainting, and exclusive of the regular cleaning/painting service.

In such event, fees will be charged as follows:

<u>Container Size</u>	<u>Cleaning and Painting on Job Site</u>	
First cleaning/painting each 12-month period	None	None
1 cubic yard	\$ 67.53	\$ 309.71
1.5 cubic yards	\$ 76.30	\$ 318.54
2 cubic yards	\$ 79.87	\$ 443.28
3 cubic yards	\$ 93.12	\$ 456.16
4 cubic yards	\$106.39	\$ 469.02
6 cubic yards	\$171.24	\$ 655.48
15 cubic yards	\$285.22	\$1011.67
20 cubic yards	\$336.63	\$1162.94
30 cubic yards	\$373.02	\$1187.17

- I. Miscellaneous Provisions. Security of Containers Supplied by Franchise Holder. Fees for providing locks on standard containers supplied by the franchise holder:

Installation of hasp, furnishing of lock and two keys	\$192.32
Each additional key required	\$ 9.74

Additional collection charge for each
pickup from locked container, enclosure, gate, etc. \$ 2.09

- J. Container Push-Out. Rates for moving out 1- to 4-cubic yard containers supplied by the customer or franchise holder:

Monthly Push-Out Charges Based on
Collections Per Week

<u>Bin Size</u>	<u>One</u>	<u>Two</u>	<u>Three</u>	<u>Four</u>	<u>Five</u>	<u>Six</u>
1	8.39	16.79	25.18	33.58	41.97	50.37
2	8.39	16.79	25.18	33.58	41.97	50.37
3	13.19	26.39	39.58	52.78	65.98	79.17
4*	16.96	33.94	50.90	67.86	84.82	101.79

* Applies to existing service only. Not available for new services.

- K. Compacted Material. Monthly rate for collection service at a collection station utilizing compactor containers supplied by the customer:

<u>Size</u>	(1) <u>Collections per Week</u>						<u>On Call</u>
	<u>One</u>	<u>Two</u>	<u>Three</u>	<u>Four</u>	<u>Five</u>	<u>Six</u>	
1.5	154.77	309.55	464.31	619.10	773.86	928.64	113.13
2*	196.95	393.88	590.83	787.77	984.73	1181.66	122.43
3*	275.07	550.15	825.22	1100.29	1375.37	1650.44	139.75
4*	353.20	706.42	1059.62	1412.81	1766.01	2119.21	157.02
6*	513.11	1026.21	1539.32	2052.42	2565.53	3078.66	192.40
7	1776.06	3552.11	5328.17	7104.22	8880.29	10,656.33	409.86
10	2301.90	4603.82	6905.72	9207.62	11,509.51	13,811.43	531.20
15	3178.32	6356.65	9534.97	12,713.27	15,891.59	19,069.93	733.45
16	3353.60	6707.22	10,060.80	13,414.40	16,768.02	20,121.62	773.91
20	4054.72	8109.48	12,164.19	16,218.95	20,273.67	24,328.43	935.70
25	4931.15	9862.29	14,793.45	16,109.66	24,655.75	29,586.89	1137.95
27	5281.72	10,563.43	15,845.15	21,126.86	26,408.57	31,690.29	1218.85

28	5457.01	10,913.99	16,370.99	21,828.00	27,284.99	32,741.99	1259.31
29	5632.29	11,264.56	16,896.85	22,529.12	28,161.40	33,793.69	1299.76
30	5807.57	11,615.13	17,422.69	23,230.26	29,037.82	34,845.38	1340.22
31	5982.85	11,965.68	17,948.55	23,931.40	29,914.23	35,897.08	1380.65
32	6158.14	12,316.26	18,474.39	24,632.52	30,790.65	36,948.79	1421.11
34	6508.71	13,017.38	19,526.09	26,034.78	32,543.48	39,052.19	1502.00
35	6683.98	13,367.96	20,051.93	26,735.92	33,419.90	40,103.88	1542.46
36	6859.27	13,718.52	20,577.80	27,437.05	34,296.31	41,155.58	1582.90
38	7209.85	14,419.66	21,629.50	28,839.31	36,049.12	43,258.97	1663.81
40	7560.40	15,120.78	22,681.19	30,241.58	37,801.98	45,362.36	1744.71
42	7910.97	15,821.92	23,732.89	31,643.84	39,554.81	47,465.75	1825.60
45	8436.79	16,873.63	25,310.42	33,747.23	42,184.04	50,620.85	1946.96

* If in order to provide the requested service additional personnel are required, the fee for each additional personnel unit required shall be \$47.70.

Note: Rates for unlisted compactor sizes greater than 7 cubic yards are calculated at the sum of \$161.42 per pickup and \$56.22 per cubic yard of container size per pickup.

L. Commercial Corrugated Cardboard Collection

Bin rental for corrugated cardboard service is: \$ 8.33 per month

M. Computer Monitor and TV Rear Yard Collection

Computer monitor and TV collection service shall be available to disabled customers qualifying for single, two- and three-living unit rear yard collection service. Fee for collection is:

\$28.95

N. Return Trip/Late Cancellation Fee

Fee for truck and driver to return to location to provide service that was not completed due to blocked access, overloaded bin, etc., or for cancellations not made at least 2 business days in advance:

\$80.71

SECTION 2. EFFECTIVE DATES. This resolution shall be effective upon adoption, and shall be operative commencing with all billings rendered on or after July 1, 2006, and shall apply to all utility services rendered included in such billings which were rendered on or after the date of adoption of this resolution.

SECTION 3. ENVIRONMENTAL FINDINGS. The City Council finds that adoption of this resolution is exempt from the requirements of the California Environmental Quality Act pursuant to Public Resources Code Section 21080(b)(8) and further advises that the modifications of the rates contained herein are for the purposes of (1) meeting operating expenses, including employee wage rates and fringe benefits; (2) purchasing or leasing supplies, equipment or materials; (3) meeting financial reserve needs and requirements; (4) obtaining funds for capital projects necessary to maintain current service levels; and (5) obtaining funds necessary to maintain intra-city transfers.

Adopted by the City Council at a regular meeting held on April 25, 2006, by the following vote:

AYES: SPITALERI, LEE, SWEGLES, HAMILTON, CHU, MOYLAN
NOES: NONE
ABSTAIN: NONE
ABSENT: HOWE

ATTEST:

APPROVED:

City Clerk
(SEAL)

Mayor

APPROVED AS TO FORM AND LEGALITY:

David E. Kahn, City Attorney